

Message Text

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SUBJECT: MEETING OF NATO INTELLECTUAL PROPERTY
GROUP AC/94

1. THIS MESSAGE TRANSMITS THE TEXT OF A REPORT BY
MR. W. A. GAPCYNski (DAJA-PA) ON THE MEETING OF
THE NATO INTELLECTUAL PROPERTY GROUP. AC/94,
HELD AT NATO HEADQUARTERS, 17-19 APRIL 1978.

2. BEGIN TEXT.

A. THE AC/94 INTELLECTUAL PROPERTY GROUP MET AT
NATO HEADQUARTERS, BRUSSELS, 17-19 APRIL 1978 TO
CONTINUE ITS ASSIGNED TASKS IN CONNECTION WITH
LICENSING AND CO-PRODUCTION FOR THE ENHANCEMENT OF
STANDARDIZATION (S/I).

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B. THE GROUP DISCUSSED THE DESIRABILITY OF
REVISING THE CURRENT NATO AGREEMENT ON THE COMMUNI-
CATION OF TECHNICAL INFORMATION FOR DEFENSE PURPOSES
IN ORDER TO PROVIDE ADEQUATE PROTECTION FOR COMMERCIAL
PROPRIETARY INTELLECTUAL PROPERTY AS A MEANS OF
ENCOURAGING INDUSTRY PARTICIPATION IN S/I PROGRAMS.

THE CHAIRMAN OF THE NIAG WAS CONSULTED. HE EXPRESSED CONSIDERABLE INTEREST IN OBTAINING PROMPT REACTIONS FROM HIS INDUSTRY MEMBERS AS TO THE PROBLEMS WHICH ARE OF MOST CONCERN TO THEM; THEIR SUGGESTIONS OF MEANS FOR PROTECTING PRIVATELY-OWNED INFORMATION AND THE DESIRABILITY, AND PROPOSED CONTENTS OF A REVISED AGREEMENT. A FORMAL NOTE TO THE CHAIRMAN OF THE NIAG WAS DRAFTED. PRELIMINARY INDUSTRY RESPONSES ARE EXPECTED BY MID-MAY AND A MORE FORMAL REPORT WITHIN SIX MONTHS. A SMALL NIAG SUBGROUP WILL BE PRESENT AT THE AC/94 JUNE MEETING FOR INFORMAL DISCUSSION OF PROBLEMS AND POSSIBLE SOLUTIONS. FURTHER ACTION WILL DEPEND ON RESULTS OF THE NIAG-AC/94 MEETING AND REQUESTED NATIONAL GOVERNMENT INPUT.

C. THE GROUP DISCUSSED THE POSSIBILITY OF ESTABLISHING CEILINGS OR SCHEDULES OF ROYALTY RATES TO BE APPLIED TO S/I PROGRAMS.

D. IN VIEW OF CURRENT FEELINGS THAT SUCH ROYALTY CEILINGS OR SCHEDULES ARE NOT FEASIBLE, THE GROUP REVISED A US PAPER ON CRITERIA FOR ESTABLISHING ROYALTY RATES FOR NATO S/I PROGRAMS. THIS REVISED PAPER WILL BE PUBLISHED AS A NATO WORKING PAPER. NATIONAL MEMBERS WILL OBTAIN UNCLASSIFIED

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GOVERNMENT AND INDUSTRY COMMENTS FOR FINAL DISCUSSION AT THE JUNE MEETING.

E. THE DESIRABILITY OF ESTABLISHING UNIFORM RESTRICTIVE LEGENDS TO BE APPLIED TO ALL TECHNICAL INFORMATION EXCHANGED BETWEEN NATIONS OR INDUSTRIES WAS DISCUSSED. THE US REPRESENTATIVE OFFERED TO SUBMIT DRAFT LEGENDS FOR CONSIDERATION AT THE NEXT MEETING.

F. A UK PAPER, AC/94-WP/61, BASED ON AN EARLIER US PAPER, PRESENTING NOTES ON MATTERS FOR FURTHER STUDY NECESSARY TO ENHANCE S/I, WAS REVISED AND APPROVED FOR TRANSMITTAL TO THE NADREPS.

G. WITH THE EXCEPTION OF THE BELGIAN AND US REPRESENTATIVES, NATIONAL MEMBERS FELT THAT ANY FURTHER WORK BY AC/94 SHOULD BE DELAYED PENDING FURTHER SPECIFIC CNAD INSTRUCTIONS. SINCE THIS COULD MEAN A SIX-MONTH DELAY, THE BELGIAN AND US REPRESENTATIVES URGED, AND THE OTHER MEMBERS RELUCTANTLY AGREED, TO PURSUE FURTHER GROUP EFFORTS

IN AN EXPEDITIOUS MANNER DURING A MEETING TO BE HELD
THE WEEK OF JUNE 12, 1978 IN BRUSSELS.

END TEXT. GLITMAN

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